

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKET NO. J&J2110

Applicants: Alexandre David

Serial No.: 10/516,673

Art Unit:

Filed : November 24, 2004

Examiner:

For : STAND-ALONE PACKAGING FOR TUBES

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: U.S Patent and Trademark Office, Customer Window, Mail Stop Patent Application, Arlington, VA 22202on

10/14/05
(Date of Deposit)

SHARON E. HAYNER

(Name of applicant, assignee, or Registered Representative)

/Sharon E. Hayner/
Reg. No. 33,058
(Signature)

October 14, 2005
(Date of Signature)

U.S Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Patent Application
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

SUBMISSION OF COMBINED DECLARATION AND POWER OF ATTORNEY

Dear Sir:

Pursuant to Rule 53(f) and Rule 54, please find enclosed a Combined Declaration and Power of Attorney for the application of Alexandre David entitled STAND-ALONE PACKAGING FOR TUBES, attorney Docket No. J&J-2110, to complete, pursuant to Rule 51, this application filed on November 24, 2004 by Express Mail pursuant to Rule 10. As required, a copy of the Notice to File Missing Parts of Application is also attached.

Please charge Johnson & Johnson Deposit Account No. 10-0750/J&J2110/SEH in the amounts of \$130.00 for submission of the Declaration pursuant to Section 1.16(e). The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 10-0750/J&J2110/SEH. This sheet is submitted in triplicate.

Respectfully submitted,

10/25/2005 ATRAN1 00000139 100750 10516673

01 FC:1617 130.00 DA

/Sharon E. Hayner/
SHARON E. HAYNER
Reg. No. 33,058
Attorney for Applicants

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One Johnson & Johnson Plaza
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/516,673	Alexandre David	J&J2110

INTERNATIONAL APPLICATION NO.
PCT/EP03/05719

I.A. FILING DATE	PRIORITY DATE
05/27/2003	05/27/2002

27777

PHILIP S. JOHNSON
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PATENT AND TRADEMARK OFFICE
 J&J PAT. DEPT. SECTION

CONFIRMATION NO. 5254

371 FORMALITIES LETTER



OC000000015766236

Date Mailed: 04/21/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 11/24/2004
- Copy of the International Search Report filed on 11/24/2004
- Copy of IPE Report filed on 11/24/2004
- Oath or Declaration filed on 11/24/2004
- U.S. Basic National Fees filed on 11/24/2004
- Priority Documents filed on 11/24/2004

*declaration
 with fee due: 6/21/05*

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$ 130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,

WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/516,673	PCT/EP03/05719	J&J2110

FORM PCT/DO/EO/905 (371 Formalities Notice)

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) <div style="font-size: 2em; font-weight: bold; margin-left: 50px;">10/516673</div>		INTERNATIONAL APPLICATION NO. WO 03/099677		ATTORNEY'S DOCKET NUMBER J&J 2110																			
17. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO..... \$1110.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO.....\$950.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.455(a)(2)) paid to USPTO..... \$790.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4)..... \$750.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4)..... \$100.00 <div style="text-align: right;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>				CALCULATIONS PTO USE ONLY <div style="border: 1px solid black; padding: 5px; margin: 5px;"> <div style="text-align: center; font-weight: bold; font-size: 0.8em;"> FEE VALUE ACCOUNTABILITY DEPOSIT ACCOUNT NO. </div> <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 50%; border: 1px solid black; text-align: center; font-size: 1.2em;">10</td> <td style="width: 50%; border: 1px solid black; text-align: center; font-size: 1.2em;">0750</td> </tr> <tr> <td style="border: 1px solid black; text-align: center; font-size: 0.8em;">FEE CODE</td> <td style="border: 1px solid black; text-align: center; font-size: 0.8em;">VALUE FURNISHED</td> </tr> <tr> <td style="border: 1px solid black; text-align: center; font-size: 1.2em;">1254</td> <td style="border: 1px solid black; text-align: center; font-size: 1.2em;">1590</td> </tr> <tr><td style="border: 1px solid black;"> </td><td style="border: 1px solid black;"> </td></tr> <tr><td style="border: 1px solid black;"> </td><td style="border: 1px solid black;"> </td></tr> <tr><td style="border: 1px solid black;"> </td><td style="border: 1px solid black;"> </td></tr> <tr><td style="border: 1px solid black;"> </td><td style="border: 1px solid black;"> </td></tr> <tr><td style="border: 1px solid black;"> </td><td style="border: 1px solid black;"> </td></tr> <tr><td style="border: 1px solid black;"> </td><td style="border: 1px solid black;"> </td></tr> </table> </div>		10	0750	FEE CODE	VALUE FURNISHED	1254	1590												
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1254	1590																						
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$																			
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE																				
Total claims	11 - 20 =	0	x \$18.00 \$																				
Independent claims	1 - 3 =	0	x \$88.00 \$																				
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$300.00 \$300																			
TOTAL OF ABOVE CALCULATIONS =				\$300.00																			
Reduction of 1/2 for filing by small entity, if applicable. A Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).				+																			
SUBTOTAL =				\$1250.00																			
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 \$ months from the earliest claimed priority date (37 CFR 1.492(f)).																							
TOTAL NATIONAL FEE =				\$1250.00																			
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				<div style="font-size: 0.8em;"> 02/27/2006 WALVARAD 00000004 100750 10516673 Sale Ref: 00000007 DAH \$ 100750 10516673 01-1254 1590.00 DA </div>																			
TOTAL FEES ENCLOSED =				\$																			
				Amount to be refunded:	\$																		
				charged:	\$1250.00																		
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.																							
b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>10-0750/J&J2110/SEH</u> in the amount of \$1250.00 to cover the above fees. A duplicate copy of this sheet is enclosed.																							
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>10-0750/J&J2110/SEH</u> . A duplicate copy of this sheet is enclosed.																							
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.																							
SEND ALL CORRESPONDENCE TO:																							
Philip S. Johnson, Esq. Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 USA			<div style="text-align: center;"> </div> <div style="text-align: center;"> Signature SHARON E. HAYNER Reg. No. 33,058 Attorney for Applicants </div>																				